THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22056 of 2002

ORDER:

It appears, on the resignation of permanent fair price shop dealer of Gorlavaripalem village, the petitioner was appointed as a temporary dealer. Thereafter, the second respondent issued notification dated 12.9.2002 calling applications from the eligible candidates for filling up the said vacancy of FPS dealer. The petitioner also applied for the said vacancy along with other persons. In fact, vide notice dated 6.10.2002 the petitioner was called for interview held on 16.10.2002 along with others. However, the second respondent issued another notification dated 11.10.2002 re-notifying the vacancy by reserving the same to B.C. (men). Aggrieved by the same, the present writ petition is filed.

This Court, while admitting the writ petition on 8.11.2002, granted interim stay of all further proceedings in pursuance of the notification dated 11.10.2002, thereafter, nothing happened during the pendency of writ petition.

The learned Government Pleader, on instructions submits that insofar as notification dated 12.9.2002 is concerned no applications were received. This seems to be not correct. The very notice dated 6.10.2002 received by the petitioner indicate that at least three persons applied for the said vacancy. No reasons are forthcoming as to why the earlier notification dated 12.9.2002 was not given effect to. Further, it is not the case of the respondents that the notification dated 12.9.2002 was cancelled or the same has been indicated in the present notification dated 11.10.2002.

In view of the above, and in view of passage of time, I deem it appropriate to direct the respondents to issue a fresh notification calling for application from the eligible candidates to fill up the

vacancy as per law.

In the result, the writ petition is allowed and the impugned notification dated 11.10.2002 issued by the second respondent is set aside. No order as to costs.

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C.V.RAMULU, J

Date: 9.10.2006

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THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22056 of 2002

9.10.2006

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22056 of 2002

Date: 9th October, 2006

Between:

R.Vijayamma

.. Petitioner

And

The District Collector,
Guntur district, Guntur & others.

.. Respondents